

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

April 10, 2000 LB 1021

state-owned facility, that it is only in those instances when there is some value to the gift that is distinct from the value to other persons that would cause it to be included within that definition. For example, if a public ag...if an agency has an event that is open to the public, and you are admitted to that event, then I don't think that's a gift or is something that should be reported under that section. That is open to the public at large. If there is any, quote, gift component, it is certainly nothing that you can distinguish from that available to the general public, and I don't think it should be reported. I guess, some people are of the view that if there isn't a charge for admission, there isn't any gift. I would suggest that it goes even a little bit broader than that in that there's certainly always a cost to a public event. For example, I've been to open houses where they'll have a lunch provided to anyone who is willing to attend the open house. That open house is an event. But since it is open to the public without restriction, and if I happen to go to it, I don't think that I should be treated in that instance any differently than the general public, and I don't think the agency or political subdivision or the educational institution that sponsors that event that is open to the public without charge and without restriction has to report anything under Section 7 of the bill. And frankly, I don't think they should have to report anything under sub...under Section 6, under what is sub...sub (4), where it says you have to report an admission regardless of value. I don't know how you determine value in those particular instances. Arguably, it has no value if it's open to the public. But again I would suggest that under those two standards, open to the public without charge, that whatever attendance by members of the Legislature or other included individuals, I can't imagine under those circumstances that is something that should be reported. I think the language is susceptible to that interpretation, and I think that's the interpretation it ought to have. If an event is open to the public without charge, there is no need to report.

PRESIDENT MAURSTAD: Thank you, Senator Wickersham. For debate on the Schimek amendment to LB 1021, Senator Landis, followed by Senator Wickersham and Senator Tyson. Senator Landis waives off. Senator Tyson, you are recognized.